

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

CROSS ATLANTIC CAPITAL PARTNERS, INC., **CIVIL ACTION**

Plaintiff,

NO. 07-CV-02768-JP

v.

FACEBOOK, INC. and THEFACEBOOK, LLC,

ORAL ARGUMENT REQUESTED

Defendants.

**DECLARATION OF MICHAEL KEARNS, PH.D.
IN SUPPORT OF FACEBOOK'S MEMORANDUM OF POINTS AND
AUTHORITIES IN SUPPORT OF ITS OPPOSITION TO PLAINTIFF'S
MOTION FOR PARTIAL SUMMARY JUDGMENT OF INFRINGEMENT**

[REDACTED VERSION FOR PUBLIC FILING]

(Unredacted version filed separately under seal pursuant to Protective Order)

CERTIFICATE OF SERVICE

This is to hereby certify that on this July 14, 2008, I caused a true and correct copy of the foregoing Declaration of Michael Kearns, Ph.D. in support of Facebook's Memorandum of Points and Authorities in Support of Its Opposition to Plaintiff's Motion for Partial Summary Judgment of Infringement to be served via this Court's Electronic Filing ("ECF") system upon the following:

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